

[AFFIX CUSTOMER NO. LABEL ABOVE]

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****UTILITY APPLICATION AND FEE TRANSMITTAL (1.53(b))**

COMMISSIONER FOR PATENTS  
**BOX PATENT APPLICATION**  
 Washington, D.C. 20231

jc997 U.S. PTO  
 10/046274  
 01/16/02

Sir:

Transmitted herewith for filing is the patent application of

Inventor(s) names and addresses:

- (1) **Nadarajah Asokan**  
**Ankkurinvarsi 6 K, FIN-02320 Espoo, Finland**
- (2) **Jan-Erik Ekberg, of Seljatie 1 A 5, FIN-00320 Helsinki, Finland; and**
- (3) **Lauri Paatero, of Rikalahdentie 4, FIN-00970 Helsinki, Finland**

☐ Additional inventors are listed on a separate sheet

For: **A METHOD, SYSTEM AND COMPUTER PROGRAM PRODUCT FOR A TRUSTED  
 COUNTER IN AN EXTERNAL SECURITY ELEMENT FOR SECURING A PERSONAL  
 COMMUNICATION DEVICE**

Enclosed Are:

- 1 page of cover sheet  
15 page(s) of specification  
1 page(s) of Abstract  
5 page(s) of claims  
6 sheets of ☒ Formal ☐ Informal drawings

7 page(s) of Declaration and Power of Attorney

- ☒ Unsigned  
☐ Newly Executed  
☐ Copy from prior application  
☐ Deletion of inventors including Signed Statement under 37 C.F.R. §1.63(d)(2)

☒ **REQUEST AND CERTIFICATION UNDER 35 U.S.C. §122(b)(2)(B)(i) (form PTO/SB/35)**

As indicated on the attached Request and Certification, Applicant(s) certify that the invention disclosed in the attached application **HAS NOT** and **WILL NOT** be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. Applicant(s) therefore request(s) that the attached application **NOT** be published under 35 U.S.C. §122(b).

- ☐ **Incorporation by Reference:**
- ☐ The entire disclosure of the prior application, from which a copy of the combined Declaration and Power of Attorney is supplied herein, is considered as being part of the disclosure of the accompanying application and is incorporated herein by reference.
- ☐ Deletion of Inventors (37 C.F.R. §1.63(d) and §1.33(b))
- Signed statement attached deleting inventor(s) named in the prior application serial no. \_\_\_\_\_, filed \_\_\_\_\_.
- ☐ Microfiche Computer Program (Appendix)
- ☐ page(s) of Sequence Listing
- ☐ computer readable disk containing Sequence Listing
- ☐ Statement under 37 C.F.R. §1.821(f) that computer and paper copies of the Sequence Listing are the same
- ☐ Assignment Papers (assignment cover sheet and assignment documents)
- ☐ A check in the amount of \$40.00 for recording the Assignment
- ☐ Charge the Assignment Recordation Fee to Deposit Account No. \_\_\_\_\_, Order No. \_\_\_\_\_.
- ☐ Assignment Papers filed in the parent application Serial No. \_\_\_\_\_.
- ☐ Certification of chain of title pursuant to 37 C.F.R. §3.73(b)
- ☐ Priority is claimed under 35 U.S.C. §119 for:  
Application No(s). \_\_\_\_\_, filed \_\_\_\_\_, in \_\_\_\_\_ (country).
- ☐ Certified Copy of Priority Document(s) [ \_\_\_\_\_ ]
- ☐ filed herewith
- ☐ filed in application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.
- ☐ English translation document(s) [ \_\_\_\_\_ ]
- ☐ filed herewith
- ☐ filed in application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.
- ☐ Priority is claimed under 35 U.S.C. §119(e) for:  
Provisional Application No. \_\_\_\_\_, filed \_\_\_\_\_.
- ☒ **Information Disclosure Statement**
- ☒ Copy of 11 cited references
- ☒ PTO Form-1449
- ☒ References cited in parent application Serial No. 09/978,701, filed October 18, 2001.
- ☐ Related Case Statement under 37 C.F.R. §1.98(a)(2)(iii)
- ☐ A copy of related pending U.S. Application(s) Serial No(s): \_\_\_\_\_, filed \_\_\_\_\_, respectively, is attached hereto.

- ☐ A copy of related pending U.S. Application(s) entitled, \_\_\_\_\_, filed \_\_\_\_\_ to inventor(s) \_\_\_\_\_, respectively, is attached hereto.
- ☐ A copy of each related application(s) was submitted in parent application serial no. \_\_\_\_\_, filed \_\_\_\_\_.
- ☐ Preliminary Amendment
- ☒ Return receipt postcard (MPEP 503)
- ☒ This is a ☐ continuation ☐ divisional ☒ continuation-in-part of prior application serial no. **09/978,701**, filed **October 18, 2001**, to which priority under 35 U.S.C. §120 is claimed.
- ☐ Cancel in this application original claims \_\_\_\_\_ of the parent application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
- ☐ A Preliminary Amendment is enclosed. (Claims added by this Amendment have been properly numbered consecutively beginning with the number following the highest numbered original claim in the prior application).
- ☐ The status of the parent application is as follows:
- ☐ A Petition for Extension of Time and a Fee therefor has been or is being filed in the parent application to extend the term for action in the parent application until \_\_\_\_\_.
- ☐ A copy of the Petition for Extension of Time in the co-pending parent application is attached.
- ☐ No Petition for Extension of Time and Fee therefor are necessary in the co-pending parent application.
- ☐ Please abandon the parent application at a time while the parent application is pending or at a time when the petition for extension of time in that application is granted and while this application is pending has been granted a filing date, so as to make this application co-pending.
- ☐ Transfer the drawing(s) from the parent application to this application
- ☐ Amend the specification by inserting before the first line the sentence:  
This is a continuation of co-pending application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.

I. CALCULATION OF APPLICATION FEE				
	Number Filed	Number Extra	Rate	Basic Fee \$ 740.00 / \$370.00
Total Claims	22 - 20 =	2 x	\$18.00/\$9.00	\$ 36.00
Independent Claims	3 - 3 =	0 x	\$84.00/\$42.00	\$ 00.00
<input type="checkbox"/> Multiple Dependent Claims		If marked, add fee of \$270.00 (\$135.00)		\$ 0.00
TOTAL:				\$ 776.00

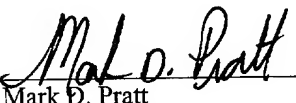
- ☐ Small entity status is or has been claimed. Reduced fees under 37 C.F.R. §1.9 (f) paid herewith \$ \_\_\_\_.
- ☐ A check in the amount of \$ \_\_\_\_ in payment of the application filing fees is attached.
- ☒ Charge fee to Deposit Account No. 13-4503 Order No. 4208-4059. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for filing this application pursuant to 37 CFR §1.16, **including all extension of time fees pursuant to 37 C.F.R. § 1.17 for maintaining copendency** with the parent application, or credit any overpayment to Deposit Account No. 13-4503 Order No. 4208-4059. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,

MORGAN & FINNEGAN, L.L.P.

Dated: January 16, 2002

By:

  
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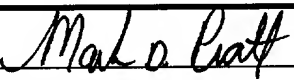
# REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)

<i>Application No.</i>	To be assigned
<i>Filing Date</i>	January 16, 2002
<i>First Named Inventor</i>	Nadarajah Asokan et al.
<i>Group Art Unit</i>	To be assigned
<i>Examiner Name</i>	To be assigned
<i>Atty Docket No.</i>	4208-4059

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. §122(b).

This request is signed in compliance with 37 C.F.R. §1.33(b) and is being submitted with the application **at the time of filing.**

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

<i>Signature</i>		<i>Date:</i>	January 16, 2002
<i>Name (Print/Type)</i>	Mark D. Pratt	<i>Reg. No. (Atty/Agent)</i>	45,794

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. §122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. §122(b)(2)(B)(iii)).**